

ORIGINAL



000080505

The CommLaw Group

2001 JAN 14 P 2 27

19

HELEIN & MARASHLIAN, LLC  
1483 Chain Bridge Road  
Suite 301  
McLean, Virginia 22101

ATTORNEYS AT LAW

Telephone: (703) 714-1300  
Facsimile: (703) 714-1330  
E-mail: [mail@CommLawGroup.com](mailto:mail@CommLawGroup.com)  
Website: [www.CommLawGroup.com](http://www.CommLawGroup.com)

Writer's Direct Dial Number  
703-714-1313

Writer's E-mail Address  
[jsm@commawgroup.com](mailto:jsm@commawgroup.com)

January 11, 2008

Arizona Corporation Commission  
**DOCKETED**

JAN 14 2008

**Via Overnight Courier and E-mail**

Docket Control Center  
Arizona Corporation Commission  
1200 West Washington Street  
Phoenix, Arizona 85007

DOCKETED BY 

*Re: Docket No. T-20514A-07-0113  
Broadweave Networks of Arizona, LLC  
Request for Removal of December 26, 2007 Confidential Filing  
from eDocket System*

Ladies and Gentlemen:

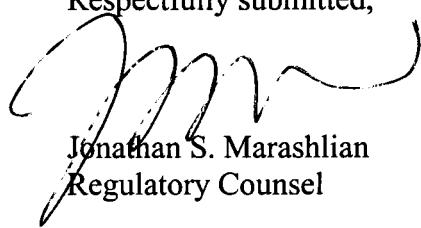
Broadweave Networks of Arizona, LLC (“BNA” or “Applicant”), by its attorneys, hereby respectfully requests the immediate removal of its December 26, 2007 Confidential Filing from the Commission’s eDocket System.

On December 26, 2007, BNA filed its Answers to Staff’s Third Set of Data Requests, which contained Confidential Information subject to a Protective Agreement entered on December 21, 2007. This response was inadvertently posted on the Commission’s eDocket System, rather than “Attachment A” of BNA’s response, which contained the “Redacted Public Version.” Enclosed herewith is an additional copy of BNA’s “Attachment A – Redacted Public Version” which should be posted to replace the Confidential Information currently residing on the Commission’s eDocket System.

An original plus fourteen (14) copies of this request are enclosed herewith. An additional copy of this filing is also enclosed, to be date-stamped and returned in the postage-prepaid envelope provided.

Should there be any questions regarding this matter, kindly contact the undersigned.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "JM".

Jonathan S. Marashlian  
Regulatory Counsel

## ATTACHMENT A

### Redacted Public Version

STF 3.1

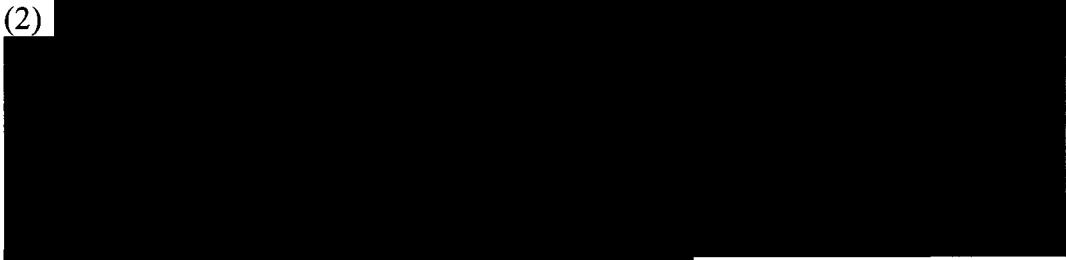
Through publicly available information, Staff has discovered that an affiliate of Broadweave is providing telecommunication service to a Master Planned Development (Traverse Mountain) in Utah. It appears that the service is provided in conjunction with a Homeowners Association ("HOA") through an arrangement that is at least in part included in HOA's CC&Rs. Please state whether:

1. The telecommunications service arrangement is being used by Broadweave or any of its affiliates in states other than Utah. If yes, please provide the names of the corresponding states.
2. Broadweave intends to implement in Arizona the telecommunications service arrangement that is being used by the Broadweave affiliate in Utah.
3. Broadweave will implement in Arizona the telecommunications service arrangement that is being used by the Broadweave affiliate in Utah if granted a CC&N.
4. Broadweave will not implement in Arizona the telecommunications service arrangement that is being used by the Broadweave affiliate in Utah if granted a CC&N.

#### BNA Answers:

(1) The telecommunications service arrangement at Traverse Mountain is not being used by BNA or any of its affiliates in states other than Utah.

(2)



BNA notes that every

telecommunications agreement that it or its affiliates enter into with a developer or homeowner association will be individually negotiated and unique and will be driven, in part, by the requirements of the developers and homeowner associations and the demands of the market.

(3)



BNA notes that every telecommunications agreement that it or its affiliates enter into with a developer or homeowner association will be individually negotiated and unique and will be driven, in part, by the requirements of the developers and homeowner associations and the demands of the market.

(4) [REDACTED]

BNA notes that every telecommunications agreement that it or its affiliates enter into with a developer or homeowner association will be individually negotiated and unique and will be driven, in part, by the requirements of the developers and homeowner associations and the demands of the market.

- STF 3.2 Staff hereby advises Broadweave of its need to be fully aware of key issues in two major proceedings under review by the Arizona Corporation Commission. Publicly available information can be obtained through the eDocket link in the ACC's home page (<http://www.cc.state.az.us>).
1. "In the matter of the formal complaint of Accipiter Communications, Inc. against Vistancia Communications, L.L.C., Shea Sunbelt Pleasant Point, L.L.C., and Cox Arizona Telecom, L.L.C.", T-03471A-05-0064.
  2. "Investigation into Preferred Carrier Arrangements and Other Potential Anti-Competitive Practices Involving Service to Residential or Business Developments", T-00000K-04-0927.
- Please confirm that Broadweave is aware of the above proceedings and has access to all publicly available information pertaining to the above proceedings.

**BNA Answers:**

BNA is now aware of the proceedings and confirms that it has access to public information via the eDocket function on the ACC's website.